App F IX 4

1929 (Incl)

File No. 138-29

Serial Nos. 1 to 15

Previous References

Incl 134-29(1, 3, 4, 5, 6)
Incl 169-29(1), 9, 11 & 12)

Later References

Incl 288-29 Sl. 1 to 5

General and Revenue Secretariat.

Serial Nos Incl 0

Part B for February 1930

SUBJECT

Duties & powers of the chief officer of Tumkur Municipality

Sl. 15 To the Deputy Commissioner, Tumkur

L. 8163 dated 18-2-1930

Typewritten copy of the Mysore Laws with certain modifications of the Tumkur Municipal Act

Rec'd 20/2/1930

L 3534

App F III[1/2]

General and Revenue Secretariat | File No 138 of 1929.

Serial No 14

Letter no A3-698 | 29-30 dated 2nd Jany 1930, from the Deputy commr Tumkur District forwarding for sanction the rules framed by the Tumkur mdl regarding the duties and powers of the chief officer of the municipality

The Deputy Commr has forwarded a copy of the letter of the Councillors of the Tumkur municipality together with a set of rules proposed by them regarding the powers & duties to be entrusted to the chief officer

The proceedings of the meeting of the mdl, and the resolution thereof specifically approving of the proposal has not been enclosed. There is no information as to how many Councillors were present, at the meeting.

Call for this copy

If approved, information will be called for on the above points together with a copy of the order no 1159 of 11/8/29 granting the relevant of the mdl certain powers referred to in the letter.

Further more from para 4, of the enclosed letter it is stated that the President shall cease to exercise the said powers except that he will have general control of all departments as contemplated by the Rgn in which case Conferring powers under Sections 130 & 137, 142, 143, &

NOTE—Contn sheet

WD 066—GPB—30,000—26-7-29

Serial No

154, 159, exclusively to the Ship officer would not be in order. The rule cannot debar the President from exercising the powers conferred on him under the ~~Indian Merchant Shipping~~ Act. Regulations under Sections 132, 142, 143, 159 may say that it shall be lawful for the President, Vice President or any Councillor or officer authorised by the rule for the purpose etc

There is no need to insert a rule authorising the Ship officer with powers under Sec 137 of the Act, as nothing has been specified therein either for the interference of the rule or any officer thereof. It is also doubtful if the powers conferred on the Ship officer under Sections 144 & 145 may be delegated by the rule

A rule insertion of a rule authorising the Ship officer to exercise the powers under the section may not be sufficient reason. Separate bye-laws may be framed and sanction of Govt obtained therefor (vide Sch 4 (1)(c))

It is not necessary that the Ship officer alone should attend to the service of notices etc under Sec 154 of the Act. The rule may by a resolution of Council, authorise any Ship officer to attend to this work. A rule to this effect in this connection seems to be superfluous

Such a form of order on the points stated above

5407 17/1

NOTE—Contn sheet

WD 066—GPB—30,000—26-7-29

Read by the Master
Read by the Master
in person
CSB 21/1/30

21/1
1671

3534

App F III—2]

General and Revenue Secretariat | File No 138 of 192 1

Serial No	
	Discussed with Mr Rentoul who was pleased to say that with a few slight alterations they might be issued
	28/1
	Submitted with a draft for approval & orders,
	23 .2-30 Please put up a tidy copy of the rules as revised
	Tidy draft put up. Copies of rules with the alterations typed if approved, at the time of issue 45 11/2/30
	23 2-30 Typed copy of the draft rules are put up
	23 AS 8/2 10/2/30
	2nd Rentoul 23 11/2
	CSY 12/2/30
	12/2
15	No L 6162 of 18/2/30. To Mr Dy Commr Lunatic Asylum Ranchi Approves of the bye-laws with certain modifications
	23 23

Note—Contn Sheet

WD 066—GPB—30,000—26 7-29

No Ag- 698- 29-30
Enclosures Bye laws

OFFICE OF THE DISTRICT MAGISTRATE,
TUMKUR DISTRICT

Dated Tumkur the 2nd January 1930

GEN & REV SECT 3584 - 7 JAN 1930

FROM

G B HEBLIKAR, ESQ, B A, LL B,
District Magistrate, Tumkur District,
& Deputy Commissioner, *Tumkur*

To

R Ranga Rao, Esqr, B.A, B L, Ml 138-29-14
Secretary to the Govt of H H the
Maharaja of Mysore,
General *Department,*
Bangalore

SIR,

R As desired in your D O letter No L. 33/11/28-29 dated 20-10-1929, I have the honor to forward, herewith, copies of the bye-laws framed by the Municipal Council, Tumkur, consequent on the appointment of a Chief Officer to the Municipality received with the Tumkur Town Municipal President's letter No 182/29-30 dated 19-12-1929. I request that the same may kindly be approved.

I have the honor to be,
sir,
Your most obedient servant,

G B Heblikar

Deputy Commissioner,
Tumkur District

Rg 30/1/30
AD 3/1/30
AD 2/1.

Copy of letter dated 30-7-1929 from seven members of Tumkur Town Municipality, to the President, Town Municipal Council, Tumkur Town, Tumkur.

It is over two months since the Chief Officer was -- appointed to our Council and the services of the Revenue Inspector and the Municipal Overseer were dispensed with. All this time we were expecting the President to place before the Council a memo of the reallocation of work and the powers -- delegated to the Chief Officer. Since nothing has been done we the undersigned Municipal Councillors request you to convene a special meeting of the Council within a week from this date to pass the following resolution to facilitate the work of the Council.

" This Council resolves that the following reallocation of work be made -"

3. OFFICE WORK.

1) The Chief Officer shall be in charge of all office work. All communications received and sent out from the Council shall pass through him.

2) All officers and officials of the Municipality are -- according to the Municipal Regulation Section 182 being subordinate to the Chief Officer, any communication to the President or Vice President or the Council shall be sent through the Chief Officer.

4. REVENUE DEPARTMENT.

3. The Chief Officer shall be responsible to the Council for the collection of all dues to the Council, and as such the demand notices etc., shall be sent under his signature and he shall look to the collection through the Municipal Collectors the Octroi and Pound Clerks, and the Toll Inspector. He will also be empowered to take such coercive steps as are necessary for the collection work.

P.T.C

6

3. PUBLIC AND WATER WORKS.

4. The Sanitary Inspector will be in charge of the works under the direct control of the Chief Officer. He shall prepare all estimates and bills which must be scrutinized by the Chief Officer and placed before the Public Work Committee before they are placed before the Council. The Fitter will be in charge of the water works under the direct control of the Chief Officer and the Lighting Inspector will be in charge of lights under the immediate control of the Chief Officer. The Chief Officer shall have power, in cases of emergency, to sanction and excute any work the expenditure of which does not exceed Rs.100/- and the Chief Officer shall report the same to the Managing -- Committee as its next meeting.

4. VACCINATOR & MUNICIPAL MIDWIFE.

5. The Chief Officer shall see that proper work is truned out by the Municipal Vaccinator and the Midwife, who shall be directly subordinates to him.

6(a) The Council do delegate powers under the following sections of the Municipal Regulation to the Chief Officer in supercession of all rules framed from time to time under Section 46 and sanctioned by Government in their Order No.1159 M1.dated 11-3-19 1919, and the President shall cease to exercise the said powers except that he will have general control of all Departments as contemplated by the Regulation -

462.

(b)

76 Powers regarding octroi and tolls.
92 & Issue of bills, notices and warrant for recovery of 93 taxes
94. Sale and disposal of goods distrained.
95. Setting back projecting buildings.
96. Setting forward to regular line of street.
97. Buildings made of inflammable materials.
98. Level of buildings.
99.and 91. Notice of new buildings,etc.
97. Regulation of huts.
98. Improvement of huts.
99. Municipal control over drains etc.
100. Powers for making drains.
101. Drainage of houses.
102. Permission to owners and occupiers of buildings,or lands to drain into Municipal drains.

7

106. Provision of privies etc.
107. Cost of altering, repairing and keeping proper order privies etc.
108. Power to close existing private drains.
109. Power in respect of sewers etc., unauthorisedly constructed rebuilt or unstopped.
110. Encroachments on Municipal drains.
111. Inspection of drains etc.
112. Execution of certain works under the Sub Chapter IX (3) without allowing options to persons concerned of executing the same.
113. Powers regarding projections.
114. Troughs and pipes for rain water.
115. Fixing of brackets, etc., to house.
118. Removal and trimming of hedges, trees, etc.
119. Ruinous or dangerous buildings
120. Powers and duties with regard to dangerous stagnant or insanitary sources of water supply.
121. Displacing payments, etc.
122. Obstructions and encroachments upon public streets and open spaces.
123. Hoards Roads to be set up during repairs etc.
124. Fencing and lighting during repairs, etc.
125. Timber not to be deposited or hole made in the street without permission.
126. Dangerous quarrying.
127. Depositing dust etc.
128. Discharging sewage etc.
129. Non removal of filth etc.
130. Removal of night soil.
131. i) Filthy buildings etc.
ii) Deserted and offensive buildings.
x 132. ~~Power to enter and~~ inspect, etc., buildings.
134. Fouling water.
135. Abatement of nuisances.
136. Using offensive manure etc.
x x ~~137. i) Tethering cattle etc.~~
~~ii) Keeping swine.~~
138. Consumption of smoke.
x ~~142. Search for the inspection of unwholesome articles.~~
x ~~143. False weights and measures.~~
x ~~144 & 145. Powers for the prevention of dangerous diseases.~~
x ~~147. Powers for the prevention of diseases among horses, dogs~~ ✓
147 cattle, sheep or goats.
x ~~164. Service of notices.~~
156. Execution of works by the Municipal Council in default of owner or occupier.
159. Entry for purposes of ~~the~~ regulation.

1557

7 (3) The powers under sections 161 and 164 shall be exercised by the Council.

"COPY"

Yajaman Siddaptha

For President,
Town Municipal Council,
Tumkur.

GNR/19-12

8

RULES UNDER SECTION 46 OF THE MUNICIPAL REGULATION REGARDING POWERS OF THE CHIEF OFFICER TIPTUR MUNICIPALITY.

---

1. The Chief Officer shall exercise the powers specified in Sections 183,184 and 185 of the Mysore Municipal Regulation and also powers and duties of the Vice President as per existing Bye-laws with the exception that he shall not vote in the meetings of the Municipal Council.

2. He shall exercise such of the powers as are specified in other bye-laws of the Municipal Council.

--

"COPY"
Sd/- A.A.Khan,
For Deputy Commissioner.
31-8-29.

--

Chapter IV.

Executive Functions of President, Vice President and Chief Officer.

(Rules under Section 46 (b) (1) .)

X X X

Chief Officer.

9. When a Chief Officer is appointed for the Municipality he shall exercise the powers and perform duties of the - Revenue Officer in addition to such powers and duties as are vested in him by the Regulation.

-

Copy of memo No.Nil dated 30th September 1929 from the President, Town Municipal Council, Davangere, to the President Town Municipal Council, Tumkur

---

In supercession of all previous orders, the Chief Officer of the Davangere Town Municipality will in addition to powers vested in him under Section 183 of the Municipal Regulation Exercise the following powers and control.

9

1. He will be in immediate charge of the President's Office. He will open tappals and receive petitions addressed to the President daily and see to the proper disposal of the same submitting papers of very important nature and which require the final orders of the undersigned.

2. He will be in charge of the Office Cash Chest containing imprest and petty cash accounts and be responsible for the proper disbursement of the sums drawn on self cheques and received in the office in person or by Money Order.

3. He will be in charge of and exercise full control over the Collection Departments,such as Octroi,Rents on buildings and lands,Profession or Vehicle Taxes, Cattle pound and - general water tax,House Connection Fees and fees for water connections given for non-domestic purposes, Tolls, Slaughter House Fees and all other kinds of receipts. He must check the collection of the above items from time to time and -- watch the progress.

4. He will also have full control over the Conservancy and Sanitation Staff and see to the proper work being turned out by them. He will be in charge of the lighting Department also

5. He will draw Cheques on the Treasury and Mysore Bank for payments to be made out of the Municipal Funds, on the authority of the bills passed by the undersigned.

6. He will issue bills, demand notices and warrants for the recovery of taxes.

7. He will take action on the applications received for transfer of Khata of immoveable properties and pass orders thereon subject to the appeal to the undersigned.

8. He will be in charge of all movable and immovable properties belonging to the Municipality and see to the proper disposal and maintenance of the same.

9. He will keep strict watch over the ehcroachments, nuisances

10

and breaches of the Municipal Regulation,Rules,Bye-laws and standing orders and take timely action to book the offenders. He must also supervise the work of the Special Officer if any appointed to revise the Assessment.

10. He will maintain a clear daily record of the work turned out by him and submit the same to the undersigned on or before the 5th of each mohth. He must make similar arrangements to obtain the Diaries of the Sanitary Inspector and the -- Special Shekdar if any.

11. He will be the office Assistant of the President and shall all communications for President.

12. The Kalihat Gang will work under the direct supervision of the Sanitary Inspector and subject to the control of the Chief Officer.

13. He is also empowered to inspect private dwellings under Section 159 (1) of the Municipal Regulation.

14. The Municipal subordinate staff of these departments will be subject to his direct control and he will have power to fine them up to Rs.5/- for neglect of duty etc., subject to appeal to the undersigned.

15. He is also empowered to confirm the sales of unclaimed cattle, manure etc., conducted by the Sanitary Inspector and other subordinate executive staff,provided the value realised does not exceed Rs.100/- in each case.

Copy of memo dated 11th October 1928 from the President Town Municipal Council, Shimoga, to the President,Town Municipal Council, Tumkur.

Consequent on the assumption of the office of the Vice President by Mr. G.C Mahalingappa the following powers have been delegated to him under Section 37 of the Municipal Regu-

lation

1. Power to conduct the building Committee meetings once a week as per bye-laws in force and to see that new buildings are strickly kept in a line with the neighbouring buildings and no encroachments are made on the Municipal drains, road margin etc.,

2. Power to conduct the Managing Committee meetings once a fortnight as per sanctioned bye-laws.

(a) He will also conduct all sub committee meetings of which he is the Convenor.

3. He will also watch the working of the milk centres newly started and bring them to an efficient working condition.

4. He will be incharge of the Imprest Account and the Office cash and receive amounts tendered in the office. In his absence the Chief Officer will be responsible for this.

5. He will receive petitions and hear representations from parties and attend to correspondence of a routine character not requiring the President's orders.

6. He will generally supervise D.P.W. and Sanitary works in the town and bring to the notice of the President irregularities connected therewith.

In the absence of the President from Head Quarters, he will attend also to emergent important work.

.....

" C C P Y "

for President,
Town Municipal Council,
Tumkur.

ఇంకూరు టవర్ మునిసిపల్ కౌన్సిల్ ప్రత్యేక సమావేశం 30-10-1929 తేదీ బుధవారం ప్రాతఃకాలం 10 గంటలకు శ్రీ వల్లభనేని రామయ్య అధ్యక్షతన టవర్ హాలు నందు సమావేశమైనది. కోరం ఉన్నట్లు నిర్ధారించిన తరువాత అధ్యక్షులు గారు —

హాజరు:-

1) Mr. కే రంగయ్యంగారు బి ఎ బి ఎల్ వైస్ ప్రెసిడెంట్
2) " యజమాన్ సిద్ధప్పనవరు వైస్ ప్రెసిడెంట్
3) " జి మోహన్ రావు హాజీ బాబు
4) " కె K. వెంకట్రావు శర్మగారు బి ఎ బి ఎల్
5) " కో. వెంకాయమ్మ గారు
6) " కు సురు చిన్నబుడ్డెమ్మనవరు
7) " సి వల్లభనేని లో ఎ ఎం ఎల్
8) " బి వెంకట్రావుపంతులు గారు
9) Rev. W. ఎ జోసెఫ్ గారు
10) Mr. వై రామ నాయుడు బి ఎ
11) " ఎ పద్మనాభయ్యగారు
12) " భుంగిరి వేంకయ్యగారు
13) " R వీరంకి వెంకటనాయుడు
14) " ఎల్ వెంకయ్యనవరు
15) ఎగ్జిక్యూటివ్ ఆఫీసరు గారు కౌన్సిల్ సెక్రటరు గారు.
16) డిప్యూటీ సెక్రటరు మేడికొండ లక్ష్మీనరసింహారావు
17) త్రీ ఇంజనీర్ అసిస్టెంట్ కమిషనర్ గారు హాజరు బహరరు

మిగిలిన వారు గైరుహాజరు.

× × ×

(X) ఈ ఆఫీసు ఆఫీసరవారిచేత పంపబడిన ముందరి కౌన్సిల్ సమావేశపు నిర్ణయములో కొన్ని తీర్మానములు చదివి వినిపింపబడినవి.

Mr C Krishna Rao - proposed the resolution as sent by the members passed

×

Sd/- K Rangaiyar,
president

×

"Extract"
Vijayawada Siddaiah
for president,
Town Municipal Council,
Ibrahimpatnam

13

Proceedings of the Government of H.H. the Maharaja of Mysore.

R e a d:-

Letter No.A3.698/29-30 dated 2nd January 1930, from the Deputy Commissioner, Tumkur Dt forwarding for sanction the rules framed by the Tumkur Municipal Council regarding tne duties and powers of the Chief Officer.

ORDER NO.L. 616 3 / ml-138-29-15

Dated, Bangalore, the 18th February 1930.

A reference to Section 137 of the Municipal Regulation in the rules proposed is -- unnecessary as it does not specify any powers of the Council. No rules are necessary in ~~order that~~ the Chief Officer ~~may exercise~~ of the powers specified in Sections 132, 142, 143, 154 and 159 and tne Municipal Council may by a resolution authorise him to exercise the powers specified in these sections.

2. The mere insertion in the rules proposed of sections 144 and 145 will not enable the Chief Officer to exercise the --- powers specified in these sections. Necessary amendments to the bye-laws framed under Section 48 (1) (i) of the Municipal Regulation may be proposed for sanction of Govt.

3. The rules with the necessary modifications are approved as shown in the accompanying copy and they may be got printed and a dozen copies sent to the Secretariat for records.

P.T.O.

4 In consequence of the rules approved above, sub rules (a) and (b) of rule 1 of the rules approved in G.O.No.11594/Ml. 52-18-5 dated 11th March 1919, in regard to the duties of the President are cancelled.

Draft)

General Secretary to Govt.

To

The Deputy Commissioner, Tumkur Dt.
with a copy of the sanctioned rules.

K.M.R.1.
10/2.

15

RULES MADE BY THE MUNICIPAL COUNCIL OF TUMKUR UNDER SECTION 46 (a) OF THE MYSORE MUNICIPAL REGULATION FOR THE DELEGATION OF POWERS TO THE CHIEF OFFICER ~~AND~~ President and Vice President ~~officers~~ approved ~~APPOINTED~~ in GOVERNMENT ORDER NO.L. /M(13)29-

Dated,

*****

1. The Chief Officer shall be in charge of all office work. All communications received by, and sent out on behalf of the Municipal Council shall pass through him.

2. Communications from all officers and officials of the Municipality to the President or Vice-President or the Council shall be sent through the Chief Officer.

3. The Chief Officer shall be responsible to the Council for the collection of all dues to the Council. All demand notices etc., shall be sent under his signature and ~~he~~ the shall supervise the collection work of the Municipal Collectors, the Octroi and Pound Clerks, and the Toll Inspector. He shall take such coercive steps as are necessary for the collection -- work.

4. The Sanitary Inspector will be in charge of the works under the direct control of the Chief Officer. He shall prepare all estimates and bills which shall be scrutinized by the Chief Officer and placed before ~~the Council.~~ ~~The [illegible]~~ the Public Works Committee before they are placed before the --- Council. The Fitter will be in charge of the water works under the direct control of the Chief Officer and the Lighting Inspector will be in charge of lights under the immediate control of the Chief Officer. The Chief Officer shall have power, in cases of emergency, to sanction and execute any work the expenditure on--

16

on which does not exceed Rs.100/- and the Chief Officer shall report the same to the Managing Committee as its next meeting.

5. The Chief Officer shall see that proper work is turned out by the Municipal Vaccinator and the Mid-wife who shall be directly subordinates to him.

6. The Chief Officer shall exercise the powers of the Municipal Council specified in the following --- Sections:-

76. Powers regarding Octroi and tolls.
82 & 83 Issue of bills, notices and warrants for recovery of taxes.
84. Sale and disposal of goods distrained.
92. Setting back projecting buildings.
93. Setting forward to regular line of street.
94. Buildings made of inflammable materials.
95. Level of buildings.
96.& 91. Notice of new buildings etc.,
97. Regulation of huts.
98. Improvement of huts.
99. Municipal control over drains etc.,
100. Powers for making drains.
101. Drainage of houses.
102. Permission to owners and occupiers of buildings, or lands to drain into Municipal drains.
106. Provision of privies etc.,
107. Cost of altering, repairing and keeping in proper order privies etc.,
108. Power to close existing private drains.
109. Power in respect of sewers etc., unauthorisedly constructed, rebuilt or unstopped.
110. Encroachments on Municipal drains.
111. Inspection of drains etc.,
112. Execution of certain works under the Sub Chapter IX (3) without allowing options to persons concerned of executing the same.
113. Powers regarding projections.
114. Troughs and pipes for rain water.
115. Fixing of brackets, etc., to houses.
116. Removal and trimming of hedges, trees, etc.
119. Ruinous or dangerous buildings.
120. Powers and duties with regard to dangerous, stagnant or insanitary sources of water supply.
121 Displacing payments, etc.,
122. Obstructions and encroachments upon public streets and open spaces.
123. Hoards to be set up during repairs etc.,
124. Fencing and lighting during repairs, etc.,
125. Timber not to be deposited or hole made in the street without permission.
126. Dangerous quarying.
127. Depositing dust etc.,
128. Discharging sewage etc.,
129. Non-removal of filth etc.,
130. Removal of night soil.

P.T.O.

P.T.O.

17

131. (a) Filthy buildings etc.
(b) Deserted and offensive buildings.
134. Fouling water.
135. Abatement of nuisances.
136. Using offensive manure etc.,
138. Consumption of smoke.
147. Powers for the prevention of diseases among horses, dogs, cattle, sheep or goats.
156. Execution of works by the Municipal Council in default of owner or occupier.

Note:- The powers under sections 161 and 164 shall be exercised by the Council.

7. The President will exercise only general control of all Departments of the Municipality.

11/7/30
draft) Forwarded Secy
83 8/7/30
8/2

K.M.R.3.
8/2.

Secy
15/7/'30

PROCEEDINGS OF THE GOVERNMENT OF HIS HIGHNESS
THE MAHARAJA OF MYSORE

18

Read —

Letter No.A3.698/29-30 dated 2nd January 1930, from the Deputy Commissioner, Tumkur District, forwarding for sanction the rules framed by the Tumkur MunicipalCouncil regarding the duties and powers of the Chief Officer.

ORDER NO.L.

Dated, Bangalore, the February 1930.

A reference to Section 137 of the Municipal Regulation in the rules proposed is unnecessary as it does not specify any --- powers of the Council. No rules are necessary in regard to the exercise by the Chief Officer of the powers specified in Sections 132, 142, 143, 154 and 159 and the Municipal Council may be a resolution authorise him to exercise the powers specified in these sections.

2. The mere insertion in the rules proposed of Sections 144 and 145 will not enable the Chief Officer to exercise the powers specified in these Sections. Necessary amendments to the bye-laws framed under Section 48 (1) (i) of the Municipal Regulation may be proposed for sanction of Government. A copy of the Model Bye-laws framed for adoption by the Municipal Council under Sections 144 and 145 with changes necessary to suit the local conditions is also enclosed.

3. The rules with the necessary modifications are approved as shown in the accompanying copy and they may be got printed and a dozen copies sent to the Secretariat for record.

4. In consequence of the rules approved above, sub rules (a) and (b) of rule 1 of the rules approved in Government Order No.11594/Ml.52-18-5 dated 11th March 1919, in regard to the duties of the President are cancelled.

For General Secretary to Government.

P.T.O

19

To

The Deputy Commissioner, Tumkur District, with
of the Sanctioned Rules.

A.M.R.2.
15/2.